

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

RODNEY FERRER,

Plaintiff,

- v -

Civ. No. 9:14-CV-1370
(GTS/DJS)

STEVEN RACETTE, *et al.*,

Defendants.

APPEARANCES:

OFFICE OF JESSICA M. GORMAN

Attorney for Plaintiff

74 Chapel Street, 2d Floor

Albany, New York 12207

HON. ERIC T. SCHNEIDERMAN

Attorney General of the State of New York

Attorney for Defendants Racette, Kelly,

Goodman, Waite, and Jenkins

The Capitol

Albany, New York 12224

LAMARCHE, SAFRANKO LAW FIRM

Attorney for Defendant Fraizer

1539 Crescent Road

P.O. Box 5437

Clifton Park, New York 12065

HARRIS, CONWAY LAW FIRM

Attorney for Defendant Livermore

The Patroon Building

5 Clinton Square

Albany, New York 12207

LIPPES MATHIAS WEXLER FRIEDMAN LLP

Attorney for Defendants and Counter Claimants

Beecher, Burch, and McClenning

54 State Street, Suite 1001

OF COUNSEL:

JESSICA M. GORMAN, ESQ.

CATHY Y. SHEEHAN, ESQ.

ORIANA L. CARRAVETTA, ESQ.
Assistant Attorney Generals

ANDREW R. SAFRANKO, ESQ.

RYAN T. DONOVAN, ESQ.

JEFFREY P. MANS, ESQ.

Albany, New York 12207


DANIEL J. STEWART
United States Magistrate Judge

ORDER

As part of the Court's prior Decision & Order, dated September 19, 2016, Dkt. No. 92, Counsel for the Plaintiff was instructed to obtain and to provide to Chambers the mental health records for Mr. Ferrer from August 15, 2011 through November 15, 2011. On or about October 13, 2016, the requested mental health records, ranging approximately fifty pages, were provided to the Court. An *in camera* review of Plaintiff's mental health records reflected three entries that relate to the sole issue identified by the Court as relevant, namely Plaintiff's complaints of staff treatment during the general time period of September of 2011. The Court has redacted the entries (dated August 31, 2011, September 14, 2011, and October 25, 2011) so that only the Plaintiff's specific report is disclosed. Plaintiff's Counsel is directed to retrieve the complete mental health records as well as the redacted copies of the relevant entries, and shall immediately provide the redacted copies to the Counsel for the remaining Defendants.

IT IS SO ORDERED.

Date: November 4, 2016
Albany, New York



Daniel J. Stewart
U.S. Magistrate Judge